

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

DEREK HUGH FLANARY,

Plaintiff,

v.

DAREN SWENSON,

Defendant.

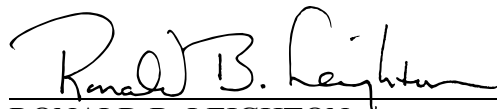
Case No. C06-5380 RBL/KLS

ORDER ADOPTING REPORT AND  
RECOMMENDATION

The Court, having reviewed the Report and Recommendation of Magistrate Judge Karen L. Strombom, objections to the Report and Recommendation, if any, and the remaining record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation;
- (2) Plaintiff's motion for leave to proceed *in forma pauperis* is **DENIED** and proposed Habeas Corpus Petition is **DISMISSED WITHOUT PREJUDICE**; and
- (3) The Clerk is directed to send copies of this Order to Plaintiff, and to the Hon. Karen L. Strombom.

DATED this 18<sup>th</sup> day of January, 2007.



RONALD B. LEIGHTON  
UNITED STATES DISTRICT JUDGE